

KABC010247392014



**Decree contains 08 Pages +  
copy of I.A.No.3/2026 that is  
copy of Joint Compromise Petition 06 pages.**

**Decree in Original  
Suit (O.20, R.6,7)  
Form No.1.**

**IN THE COURT OF THE XV ADDITIONAL CITY CIVIL  
& SESSIONS JUDGE AT BENGALURU CITY (CCH - 3)**

**O.S.No.8960/2014**

**Plaintiff/s:**

Mrs.B.A.Rekha,  
Wife of Mr.Nanjundeshwara H.,  
Daughter of late H.N.Ashwatha  
Narayana,  
Aged about 43 years,  
No.985, 10<sup>th</sup> Cross,  
SBM Colony,  
BSK 1<sup>st</sup> Stage,  
Bangalore – 560 050.

**//VS//**

**Defendant/s:-**

1. Mrs.Anasuya,  
Wife of late H.N.Ashwatha  
Narayana,  
Aged about 67 years,  
No.3382, VHBCS Layout,  
Vidya Nagara,  
BSK 3<sup>rd</sup> Stage,  
Bangalore – 560 083.

2. Mr.B.A.Ramesh,  
Son of late H.N.Ashwatha  
Narayana,  
Aged about 49 years,  
No.765, 2<sup>nd</sup> Main Road,  
SBM Colony,  
BSK 1<sup>st</sup> Stage,  
Bangalore – 560 050.
3. Mr.B.A.Rajesh,  
Son of late H.N.Ashwatha  
Narayana,  
Aged about 41 years,  
No.3382, VHBCS Layout,  
Vidya Nagar, BSK 3<sup>rd</sup> Stage,  
Bangalore – 560 083.
4. Mr.Shama Prasad Reddy,  
Son of late T.N.Vishwanatha  
Reddy,  
Aged about 68 years,  
R/at Arehalli Village,  
Anjanapura Post,  
Uttarahalli Hobli,  
Bangalore South Taluk.  
  
Also R/at  
House No.685-C41,  
Shrinagara Colony,  
Ananthapura,  
Andhra Pradesh – 515 001.
5. Mr.T.Ramanna Reddy,  
Son of late T.N.Vishwanatha  
Reddy,  
Since Dead by LR's  
  
5(Mr.T.N.Pavan Kumar Reddy,  
a)S/o.late T.Ramanna Reddy,,  
Major,

R/at No.675, Sayiskanda,  
Ground Floor, BHEL Layout,  
5<sup>th</sup> Main, Rajarajeshwari Nagar,  
Bangalore – 98.

**SUIT CLAIM** :- suit was filed on **20-11-2014** by the plaintiff and prays for Judgment and Decree against the Defendants for the following reliefs:-

- (a) Directing the Defendant Nos.1 to 3 to partition the Schedule 'A' and 'B' Properties into four equal shares by meets and bounds upon such partition allot one such share to the plaintiff; Consequently, hold that the Sale Deeds dated 16/02/1995, executed in favour of Defendant Nos.4 and 5, registered as Document Nos.12122 and 12123, to an extent of 3 Acres 12 Guntas and 2 Acres 27 guntas, respectively on the file of the Sub Registrar, Kengeri and Gift Deed dated 23/09/2014 registered on 25/09/2014 and registered as document No.GAN-1-02519-2014-15 on the file of Sub-Registrar, Gandhi Nagar, is not binding on the plaintiff.
- (b) Declare that the alleged mutual Will dated 05/12/1986 and the alleged WILL dated 13/05/1994 created by the Defendants 1 to 3 is concocted , forged, void and does not bind the plaintiff.
- (c) Order an enquiry into the mesne profits in relation to the Schedule 'A' and 'B' Properties from 15/10/1992 and allot plaintiffs  $\frac{1}{4}$  legitimate share;
- (d) Grant cost of this suit, and
- (e) Grant such other and further reliefs.

**COUNTER CLAIM** :- was filed on **04-11-2015** by Defendant No's:1 to 3 and prays to;

- i. Dismiss the suit filed by the plaintiff with costs.
- ii. Pass judgment and decree against the plaintiff and in favour of defendant No's 2 and 3 by way of counter claim to partition the Written Statement schedule property by metes and bounds and put the Defendant Nos.2 and 3 in exclusive possession of their 1/3rd share each in the Written Statement schedule property.
- iii. Pass judgment and decree against the plaintiff and in favour of Defendant Nos.2 and 3 by way of counterclaim, Ordering an enquiry into mesne profits / accounts of the Written Statement schedule property.
- iv. To award the costs of the Counter Claim and for any other and further reliefs.

This suit coming on this day for final disposal before **Sri.SATHISHA. L.P., XCI Additional City Civil & Sessions Judge, Bengaluru City & Spl. Judge for KPIDFE Cases, C/c. XV Additional City Civil & Sessions Judge, Bengaluru City** in the presence of Sri.Cyril Prasad Pais - Advocate for the Plaintiff and Sri.Sainath Associates – Advocate for Defendant No.1 to 3; Defendant No.5 – Dead; Sri.Jagadish K – Advocate for Defendant No.4 & 5(a).

**It is ordered and decreed that the suit of the plaintiff is decreed in terms of the compromise. The Compromise Petition filed by the parties in I.A.No.3/2026 shall form part and parcel of the decree.**

And that a sum of **Rs.NIL** be paid by the defendant/s to the plaintiff/s on account of the costs of this suit.

Given under my hand and the seal of the Court, this the **27<sup>th</sup> day of July, 2026.**

**For the purpose of Court Fee & Jurisdiction**  
the Suit is valued U/s 35(2) of KCF & SV Act  
and  
Court Fee of Rs.200/- was paid.

**Counter Claim** is valued U/s 35(2) of KCF & SV Act  
and  
Court Fee of Rs.200/- was paid.  
by the Defendant No.1, 2 and 3

**COSTS OF THE SUIT**

|                                | Plaintiffs    | By the<br>Defendant<br>No's 1 to 3 |
|--------------------------------|---------------|------------------------------------|
|                                | Rs.           | Rs.                                |
| 1. Stamp paid on plaint :      | 200-00        | 200-00                             |
| 2. Stamp paid for power :      | -             | -                                  |
| 3. Stamp on I.As :             | -             | -                                  |
| 4. Service of Process :        | 50-00         | -                                  |
| 5. Pleader's fee :             | -             | -                                  |
| 6. Paper Publication Charges : | -             | -                                  |
| <b>TOTAL Rs. :</b>             | <b>250-00</b> | <b>200-00</b>                      |

**SCHEDULE A PROPERTY****Item No.1**

All the piece and parcel of property bearing Survey No.232 measuring 5 Acres 35 Guntas situated at Kaggalipura Village, Utharahalli Hobli, Bangalore South Taluk and bounded on the:

East by : Government Channel  
 West by : Gowrammas Land  
 North by : Bhadriah's Land  
 South by : Government Land

**Item No.2**

All that piece and parcel of property bearing Survey No.233 measuring 8 Guntas situated at Kaggalipura Village, Utharahalli Hobli, Bangalore South Taluk and bounded on the:

East by : Remaining land in Sy.No.233  
West by : Gowrammas Land and  
Government Channal  
North by : Government Land and  
Government Channal  
South by : Munirajappas Land

### **SCHEDULE B PROPERTY**

All that piece and parcel of property viz the premises bearing No.24, Avenue Road Cross, C.T.Street, Ganigarapet, Bangalore – 560 002 measuring approximately East to West: 20 feet and North to South: 57 feet and in all measuring 1140 sq.ft consisting of more than 10 shops and bounded on the:

East by : Common Passage  
West by : Private Property  
North by : Road  
South by : Private Property

### **WRITTEN STATEMENT SCHEDULE PROPERTY**

All that piece and parcel of immovable property being the Western Portion of Site bearing No.985, 10<sup>th</sup> Cross, Hosakerehalli, Uttarahalli Hobli, Bangalore South Taluk, Layout formed by Writers' and Artists' House Building Co-operative Society Ltd. At Vishwabharathi Housing Complex, Girinagar, Bangalore – 85, Presently known as SBM Colony, Banashankari 1<sup>st</sup> Stage, Bangalore – 560050 measuring East to West 25 feet and North to South: 30 feet and bounded on:

East by : Eastern Portion of same site  
no.985  
West by : Site No.984  
North by : Private Property  
South by : Road

**Decree signed on:**